

PTO/SB/30 (5/2000)

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/727,739
Filing Date	December 1, 2000
First Named Inventor	Mark A. Sheridan
Group Art Unit	1646
Examiner Name	Ruixiang Li
Attorney Docket Number	255.00040101

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other _____
- b. Enclosed
 - i. Amendment/Reply
06/19/2003 LPENDEE 00004 134895 09/72739
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other Petition for Extension of Time

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)
- b. Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-4895
 - i. RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. Other _____
- b. Check in the amount of \$_____ enclosed
- c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Victoria A. Sandberg	Registration No. (Attorney/Agent)	41,287
Signature	<i>Victoria A. Sandberg</i>	Date	June 13, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	SAM HER
Signature	<i>Sam Her</i>
Date	June 13, 2003

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PATENT
Docket No. 255.00040101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Sheridan et al.) Group Art Unit: 1646
)
Serial No.: 09/727,739) Examiner: Ruixiang Li
Confirmation No.: 4181)
)
Filed: December 1, 2000)
)
For: SOMATOSTATINS AND METHODS

AMENDMENT

Commissioner for Patents
Mail Stop RCE
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In connection with the Request for Continued Examination submitted herewith, and in further response to the Final Office Action mailed January 13, 2003, and the Advisory Action mailed April 8, 2003, entry of the following amendment, and reconsideration of the outstanding claim objections in view of the following remarks, is requested.

In the Claims

Please cancel claims 4-6, without prejudice. For convenience, all pending claims are provided in Appendix A.

REMARKS

Claims 4-6 having been canceled, claims 1-3 and 12-15 are presently pending.